

HONORABLE RONALD B. LEIGHTON

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

U.S. BANK NATIONAL ASSOCIATION

Plaintiff,

vs.

EEL RIVER INVESTMENT COMPANY, et  
al.

Defendants.

NO. 04-5623 RBL

**ORDER GRANTING PLAINTIFF'S  
MOTION FOR PARTIAL SUMMARY  
JUDGMENT THAT DEFENDANT EEL  
RIVER INVESTMENT COMPANY WAS  
A SELLER OF ITS SHARES UNDER  
WSSA**

NOTE ON MOTION CALENDAR:  
February 17, 2006

THIS MATTER came before the Court on Plaintiff U.S. Bank National Association's Motion for Partial Summary Judgment that Defendant Eel River Investment Company was a Seller of its Shares Under WSSA. The Court is fully apprised, having reviewed and considered the files and records herein.

NOW, THEREFORE, it is hereby ORDERED:

1. Plaintiff's Motion for Partial Summary Judgment that Defendant Eel River Investment Company was a Seller of its Shares Under WSSA is hereby **GRANTED**.

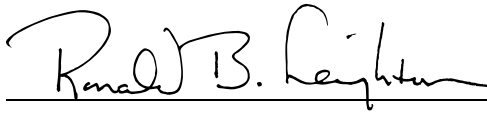
2. Defendant Eel River Investment Company was a person who offered or sold its Eel River Investment Company Trust Preferred Redeemable Stock, Series 2002A, and was

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NO. 04-5623 RBL -1-

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1 therefore a seller of those securities under the Washington State Securities Act,  
2 RCW 21.20.430(1).

3 IT IS SO ORDERED this 8th day of May, 2006.

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6 RONALD B. LEIGHTON  
7 UNITED STATES DISTRICT JUDGE

8 **Presented by:**

9 DORSEY & WHITNEY LLP

10 /s/ Peter Ehrlichman

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NO. 04-5623 RBL -2-

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